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P25074.A09

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Stephen PALM

Group Art Unit: 2637

Appln. No. : 10/809,865

Examiner: Khai TRAN

Filed : March 26, 2004

Confirmation No.: 7589

For : ACTIVATION OF MULTIPLE XDSL MODEMS WITH POWER  
CONTROL MEASUREMENT

**REQUEST FOR RETURN OF INITIALED PTO-1449 FORMS, COMPLETION  
OF RECORD, AND REQUEST FOR CORRECTION OF TYPOGRAPHIC  
ERROR ON PTO-1449 FORM**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Issue Fee  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir :

While reviewing the Notice of Allowance mailed in the above-captioned application, Applicant noted that the Examiner has inadvertently failed to return completed copies of the PTO-1449 Forms that accompanied the Information Disclosure Statements that were filed with the U.S. Patent and Trademark Office on October 14, 2004 and November 24, 2004. A review of the Patent Office's PAIR system indicates the November 24, 2004 Information Disclosure Statement was entered into the application. However, there is no indication that the October 14, 2004 Information Disclosure Statement was entered. Accordingly, Applicant herewith provides a copy of the previously filed October 14, 2004 Information Disclosure Statement (along with a

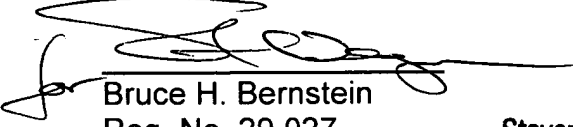
copy of the date-stamped filing receipt evidencing its prior filing). The Examiner is respectfully requested to return completed copies of these PTO-1449 Forms to confirm his consideration of the submitted materials.

Applicant also notes that a typographic error exists on the PTO-1449 Form that accompanied the July 2, 2004 Information Disclosure Statement. Specifically, the inventor's name listed for several documents on Sheets 3 and 4 of the PTO-1449 Forms incorrectly list the inventor as "PLAM", when they should indicate the inventor's name as ---PALM---. Accordingly, the Examiner is respectfully requested to change the inventor's name from "PLAM" to ---PALM---. Applicant encloses a PTO-1449 Form for this purpose.

Finally, Applicant notes that the Examiner cited U.S. Patents 6,163,570 and 6,504,886 in the parent application, but did not make them of record in the present application. Applicant believes that the examiner considered these previously cited documents with respect to the present application.

Should there be any question, the Examiner is requested to contact the undersigned.

Respectfully submitted,  
Stephen PALM



Bruce H. Bernstein  
Reg. No. 29,027

Steven Wegman  
Reg. No. 31,438

February 2, 2005  
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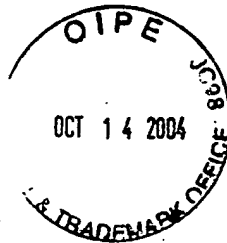
10/14/2004

File In: Mailroom

The Patent Office Date stamp hereon is an acknowledgement that, on the date indicated, the Patent Office received the following:

(x) copy of European Office Action

- |                                                                                                        |                                                                            |
|--------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|
| <input type="checkbox"/> Amendment                                                                     | <input type="checkbox"/> Claim of Priority & Certified Copy of _____       |
| <input type="checkbox"/> Executed Assignment and cover letter<br><input type="checkbox"/> by facsimile | <input type="checkbox"/> Declaration <input type="checkbox"/> Supplemental |
| <input type="checkbox"/> Executed S.E.S. <input type="checkbox"/> S.E.S. Assertion                     | <input type="checkbox"/> New <input type="checkbox"/> Unexecuted           |
| <input type="checkbox"/> Req. for Ext. of Time                                                         | <input type="checkbox"/> Executed by facsimile                             |
| <input type="checkbox"/> Fee Filing <input type="checkbox"/>                                           | <input type="checkbox"/> Transmittal Letter                                |
| Recording <input type="checkbox"/>                                                                     | <input type="checkbox"/> Patent Application                                |
| Issue <input type="checkbox"/>                                                                         | <input type="checkbox"/> Provisional <input type="checkbox"/> Reexam       |
| Extension <input type="checkbox"/>                                                                     | <input type="checkbox"/> Reissue <input type="checkbox"/> Design           |
| <input type="checkbox"/> Fee Transmittal                                                               | <input type="checkbox"/> Continuation <input type="checkbox"/> CIP         |
| <input type="checkbox"/> Maintenance Fee Payment                                                       | _____ pages (w/abstract)                                                   |
| <input type="checkbox"/> PTOL-85B Issue Fee                                                            | _____ claims _____ independent                                             |
| <input type="checkbox"/> Letter to Draftsman                                                           | _____ sheets of drawings                                                   |
| <input type="checkbox"/> Design Patent Application Transmittal                                         | _____ figures                                                              |
| <input type="checkbox"/> Utility Patent Application Transmittal                                        | (X) <u>Suppl.</u> I.D.S. form PTO-1449 &                                   |
| <input type="checkbox"/> Provisional Application Cover Sheet                                           | References <input type="checkbox"/> as attached                            |
| <input type="checkbox"/> Continued Prosecution Application                                             | (X) as listed on                                                           |
| (CPA) Request Transmittal                                                                              | reverse                                                                    |
| <input type="checkbox"/> Request for Continued Examination (RCE)                                       | <input type="checkbox"/> One self-addressed postcard                       |
| including Submission                                                                                   | <input type="checkbox"/> Certification under 1.97(e)                       |
| <input type="checkbox"/> Cover Letter                                                                  | <input type="checkbox"/> Certificate of Mailing (C-O-M)                    |
| <input type="checkbox"/> Check No. _____ for \$                                                        | <input type="checkbox"/> Returned Envelope                                 |
| <input type="checkbox"/> Rule 53b and 53f Letter for                                                   |                                                                            |
| Unexecuted Application                                                                                 |                                                                            |



In the matter of : ACTIVATION OF MULTIPLE XDSL MODEMS WITH POWER  
CONTROL MEASUREMENT

Applicant : Stephen PALM

Application No. : 10/809,865

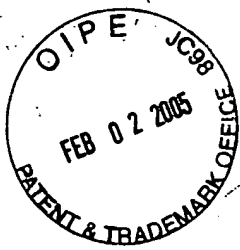
Patent No. :

Filed : 3/26/2004

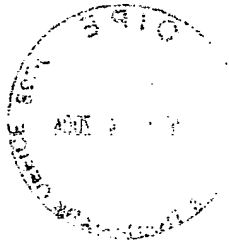
Issued :

Docket : P25074

SW



	1	"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between
		Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched
		Telephone Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International
		Telecommunication Union in August, 1996.
	2	An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January
		21, 1994)



P25074.A04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Stephen PALM

Group Art Unit : 2631

Appl. No. : 10/809,865

Examiner : Not Yet Assigned

Filed : March 26, 2004

Confirmation No. : 7589

For : ACTIVATION OF MULTIPLE XDSL MODEMS WITH POWER  
CONTROL MEASUREMENT

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th Street S.  
Customer Window, Mail Stop \_\_\_\_\_  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98,

Applicant hereby calls to the Examiner's attention the following document:

A copy of a European Office Action mailed in related European Patent Application No. EP 03 028 105.9 on September 14, 2004 is enclosed, in which the following documents were cited:

"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched Telephone

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Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International Telecommunication Union in August, 1996;

U.S. Patent No. 5,493,609 to DAVIS et al., which issued on February 20, 1996;  
and

An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January 21, 1994), entitled "V.34 Modems: Off to a Fast Start?."

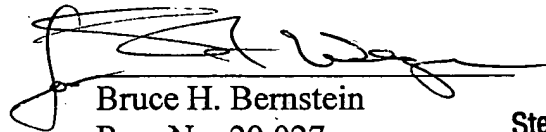
The relevancy of these documents is described in the European Office Action. Applicant notes that copies of these documents were previously submitted to the U.S. Examiner in Information Disclosure Statements filed on August 18, 2004 and July 2, 2004. Thus, Applicant submits that copies of these documents need not be enclosed herewith.

Applicant respectfully requests that the Examiner consider the above materials and cite the documents. The documents noted above are listed on a PTO-1449 Form, which is also attached hereto. The Examiner is respectfully requested to initial the appropriate spaces on the attached Form and to return a copy of the completed Form to Applicant with the next official communication in the present application to confirm consideration of these documents.

P25074.A04

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,  
Stephen PALM



Bruce H. Bernstein  
Reg. No. 29,027

Steven Wegman  
Reg. No. 31,438

October 12, 2004  
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1950 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191

Application No.  
10/809,865

Group  
2631

[illegible][illegible]

		1	"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between
			Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched
			Telephone Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International
			Telecommunication Union in August, 1996.
		2	An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January
			21, 1994)

DATE CONSIDERED

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.